

JEROME R. AIKEN (WSBA NO. 14647)

Meyer, Fluegge &amp; Tenney, P.S.

**Honorable Salvador Mendoza, Jr.**

230 S. Second Street / P.O. Box 22680

Yakima, WA 98907-2680

Phone: (509) 575-8500

Email: [aiken@mftlaw.com](mailto:aiken@mftlaw.com)

Attorneys for Plaintiffs James Blais and Gail Blais

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JAMES BLAIS and GAIL BLAIS,

Plaintiffs,

VS.

WASHINGTON STATE

DEPARTMENT OF CHILDREN,

## YOUTH AND FAMILIES,

Defendant.

NO. 20-CV-00187-SMJ

PARTIES' JOINT MOTION FOR

## ENTRY OF PERMANENT

INJUNCTION AND FINAL

## JUDGMENT

Hearing: July 6, 2021

Time: 6:30 p.m.

### Without Oral Argument

Plaintiffs James and Gail Blais and Defendants Ross Hunter and the State of Washington, Department of Children, Youth, and Families jointly request that this Court enter a permanent injunction and final judgment resolving this case.

As grounds for this motion, the parties state as follows:

1. Plaintiffs filed their original complaint for declaratory and injunctive relief in May 2020. Plaintiffs filed their first amended complaint for preliminary and permanent injunction in July 2020 before Defendant had filed a responsive

**Parties' Joint Motion For Entry of  
Permanent Injunction And Final Judgment - 1**

LAW OFFICES OF  
**MEYER, FLUEGGE & TENNEY, P.S.**  
230 South Second Street · P.O. Box 22680  
Yakima, WA 98907-2680  
Telephone (509) 575-8500

1 pleading. After the Court entered its Order Granting in Part and Denying in Part  
2 Plaintiffs' Motion for Preliminary and Permanent Injunction [ECF No. 56], the  
3 Court granted Plaintiffs leave to file a second amended complaint adding allegations  
4 to support a claim for class certification. [ECF No. 71]. Plaintiffs timely filed their  
5 second amended complaint in December 2020. [ECF No. 72].

6 2. For several months while they continued to conduct discovery, the  
7 parties also have been engaged in extensive good-faith settlement negotiations.

8 3. Counsel held a series of telephone meetings to discuss potential  
9 resolution of the present case, with the last one being held on May 20, 2021. During  
10 these meetings, the parties discussed, prepared, and exchanged draft terms of a  
11 permanent injunction and final judgment that would resolve this lawsuit in its  
12 entirety.

13 4. The terms of this permanent injunction and final judgment are  
14 consistent with this Court's earlier order granting in part and denying in part  
15 Plaintiffs' motion for preliminary and permanent injunction [ECF No. 56].

16 5. The parties have agreed to the terms of this permanent injunction and  
17 final judgment without final adjudication of any issues of fact or law, and without  
18 Defendant admitting that any issue of fact or law other than those relating to  
19 jurisdiction and venue are true.

20 ///



1 ROBERT W. FERGUSON  
Attorney General

2  
3 By: s/ Jeffrey C. Grant.  
JEFFREY C. GRANT, WSBA No. 11046  
DREW PUGSLEY, WSBA No. 48566  
4 DANIEL JUDGE, WSBA No. 17392

Assistant Attorneys General  
5 Attorneys for Defendant Ross Hunter  
Office of the Attorney General  
6 800 Fifth Ave., Suite 2000  
Seattle, WA 98104-3188  
7 Telephone (206) 332-7099  
Fax: (206) 447-1963  
8 Email: Jeffrey.Grant@atg.wa.gov  
Drew.Pugsley@atg.wa.gov  
9 Daniel.Judge@atg.wa.gov

**CERTIFICATE OF TRANSMITTAL**

I hereby certify under penalty of perjury of the laws of the state of Washington that on June 4, 2021, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF System which will automatically provide service on the below listed parties:

**For Plaintiffs James and Gail Blais:**

Mr. Todd R. McFarland, Associate General Counsel  
General Conference of Seventh-Day Adventists  
12501 Old Columbia Pike  
Silver Spring, MD 20904  
[McFarlandT@adventist.org](mailto:McFarlandT@adventist.org)

X via CM/ECF

Mr. Andrew G. Schultz  
Rodey, Dickason, Sloan, Akin & Robb, P.A.  
P.O. Box 1888  
Albuquerque, NM 87103  
[aschultz@rodey.com](mailto:aschultz@rodey.com)

X via CM/ECF**For Defendant WA State Dept. of Children, Youth and Families:**

Mr. Jeffrey C. Grant, Assistant Attorney General  
Ms. Abigail Kahl, Assistant Attorney General  
Office of the Attorney General  
88 Fifth Avenue, Suite 2000  
Seattle, WA 98104  
[Jeffrey.grant@atg.wa.gov](mailto:Jeffrey.grant@atg.wa.gov) / [Abigail.Kahl@atg.wa.gov](mailto:Abigail.Kahl@atg.wa.gov)

X via CM/ECF**For Defendant WA State Dept. of Children, Youth and Families:**

Mr. Daniel Judge, Senior Counsel  
Mr. Drew Pugsley, Assistant Attorney General  
Office of the Attorney General  
7141 Cleanwater Drive SW / P.O. Box 40124  
Olympia, WA 98504-0124  
[Daniel.Judge@atg.wa.gov](mailto:Daniel.Judge@atg.wa.gov) / [Drew.Pugsley@atg.wa.gov](mailto:Drew.Pugsley@atg.wa.gov)

X via CM/ECF

/s/ Sheryl A. Jones

SHERYL A. JONES, Legal Assistant  
Meyer, Fluegge & Tenney, P.S.  
[jones@mftlaw.com](mailto:jones@mftlaw.com)